November 4, 2019

Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554 (submitted electronically via ECFS)

#### Request for Appeal and/or Rule Waiver - CC Docket No. 02-6

Form 471 Number(s): 181014713 Funding Request Number (FRN): 1899023967 Funding Year: 2018-2019

**Billed Entity Name:** North Country SU 31

**BEN:** 122210

#### **Contact Information:**

**Contact Person Name:** John Peters

**Contact Person Phone:** (802)334-5847 ext.2018

**Contact Person Fax:** (802)334-6528

Contact Person E-Mail: john.peters@ncsuvt.org

**Decision being appealed:** Denial of Reimbursement Request

Per USAC instructions for Schools and Libraries, North Country SU 31, BEN 122210, requests an appeal and/or rule waiver of USAC's decision to deny funding for FCC Form 471 Number 181014713, Funding Request Number 1899023967 for \$28,857.60.

#### **Background:**

North Country SU 31 submitted FCC Form 470, Application Number: 180004914<sup>1</sup> on 13 December 2017. The Narrative of this Form 470 states, "NCSU is seeking proposals for the purchase of WAP's for installation in 9 schools". Included with the Form 470 was a Request for Proposals with the following Scope of Work for prospective vendors:

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<sup>&</sup>lt;sup>1</sup> Attachment 1

- A. Provide 100 Wireless Access Points, preferably HPE/Aruba
  - 1. Shall interface with existing Aruba Access Points Virtual Controller
  - 2. Multi-radio supporting 802.11n/ac 2x2:2 3x3:3 MU-MIMO Dual Radio Integrated Antenna AP
  - 3. Multi-VLAN configurable
  - 4. IEEE 802.3af PoE or IEEE 802.3ac PoE+ capable
- B. Provide 9 Wireless Access Points, preferably HPE/Aruba
  - 1. Shall interface with existing Aruba Access Points Virtual Controller
  - 2. Multi-radio supporting 802.11n/ac Dual 4x4:4 MU-MIMO Radio Integrated Antenna AP
  - 3. Multi-VLAN configurable
  - 4. IEEE 802.3af PoE or IEEE 802.3ac PoE+ capable
- C. All delivery of equipment must be before July 31, 2018.

Unfortunately, in the creation of this Form 470, the Category 2 Service Request selection was for Basic Maintenance of Internal Connections rather than Internal Connections. This was a clerical error that was not discovered until North Country SU 31 was notified that our reimbursement request was denied 17 months later on 22 May 2019, well past the deadline to file a correction.

Pursuant to the Form 470 submission and after the mandatory 28 day waiting period for vendor competitive bidding, FCC Form 471 181014713<sup>2</sup> was submitted to USAC on 28 February 2018. In this computer-generated form, North Country SU 31 entered the establishing Form 470 information, which automatically dictates all of the Category 2 funding information entries to purchase Wireless Access Points. FCC Form 471 181014713 was reviewed and approved by USAC for the requested services and a Funding Commitment Decision Letter (FCDL) for \$28,875.60<sup>3</sup> was issued on 20 April 2018. Upon receipt of the FCDL, North Country SU31 moved forward with the purchase of Wireless Access Points specified in FCC Form 471 181014713.

On 18 October 2018, North Country SU31 submitted BEAR invoice 2876435<sup>4</sup>, requesting reimbursement for Wireless Access Points purchased. On 22 May 2019, USAC issued Form 472 (BEAR) notification letter<sup>5</sup> denying the requests for reimbursement citing "Service not approved on 471" with no amplifying information given. On 5 June 2019, North Country SU31 submitted Appeal 148282<sup>6</sup> to USAC to review and reconsider the decision to deny previously approved funding.

On 23 October 2019, USAC issued a letter stating appeal 148282 was denied "Your FCC Form 471 application included costs for the following ineligible products: Purchase of WAPs(Aruba Instant IAP-305). USAC has given you an opportunity to provide the appropriate additional documentation demonstrating the eligibility of the products requested and you failed to do so.

<sup>3</sup> Attachment 3

<sup>&</sup>lt;sup>2</sup> Attachment 2

<sup>&</sup>lt;sup>4</sup> Attachment 4

<sup>&</sup>lt;sup>5</sup> Attachment 5

<sup>&</sup>lt;sup>6</sup> Attachment 6

Accordingly, your funding request was in accordance with USAC's determination denied. In your appeal, you did not show that USAC's determination was incorrect. Consequently, your appeal is denied. FCC rules provide that funding may be approved only for eligible products and services. See 47 C.F.R. secs. 54.502. The USAC website contains a list of eligible products and services." North Country SU31 contests this determination since Wireless Access Points are specifically listed in the Category 2 list of eligible products and services, and the Form 470, Form 471 and RFP all state that our intended purpose was to purchase Wireless Access Points.

It is the position of North Country SU 31 that since FCC Form 471 181014713, based on FCC Form 470 Application Number: 180004914, was reviewed and approved by USAC as written, denial of reimbursement is unjustified for the following reasons:

- 1. The narrative of the Form 470 and the attached RFP released for competitive bid explicitly stated that North Country SU 31 was seeking to procure Wireless Access Points, a Category 2 purchase eligible for reimbursement under the approved Eligible Services List for FY18
- 2. The only defect in the Form 470 Application Number: 180004914 was that the Basic Maintenance of Internal Connections box was checked instead of the box for Internal Connections
- 3. A Funding Commitment Decision Letter approving funding was issued following USAC's review and approval of the applicable Form 471 as written.
- 4. North Country SU 31's invoices from Ormsby's Computer Services<sup>7</sup>, provided as supplemental documentation to reviewer inquiries regarding the Form 472 (BEAR) 2876435 request for reimbursement, were consistent with the approved purchases, service request and scope of work in both the approved Form 471 and Form 470 RFP.

It is also the position of North Country SU 31 that the Form 470 Application Number: 180004914 clerical error of selecting Basic Maintenance of Internal Connections instead of Internal Connections is insufficient justification to deny reimbursement. Failure of USAC's reviewers to identify simple filing errors and to afford North Country SU 31 the opportunity to make corrections prior to the approval of funding and issuance of the Funding Commitment Decision Letter on 20 April 2018 prohibited North Country SU 31 from taking the appropriate corrective action. The result was denial of reimbursement after filing Form 472 (BEAR) Form 2876435 requesting reimbursement for purchases we believed were approved. By denying reimbursement without prior notification of clerical or procedural discrepancies, USAC's actions ensured that North Country SU 31 incurred substantial expenses without the ability to file corrections. This is in direct conflict and contrary to the FCC ruling in the **Bishop Perry Order (FCC 06-54) of 19 May 2006** 

In Bishop Perry, the FCC directed USAC to "provide all E-rate applicants with an opportunity to cure ministerial or clerical errors" within their E-rate applications. Indeed, this case was

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<sup>&</sup>lt;sup>7</sup> Attachment 7

undoubtedly exactly what the FCC had in mind when the language was crafted in the Bishop Perry decision.

If one thing is clear and tantamount to the FCC's point in Bishop Perry, it is that USAC should NOT impede the spirit and goals of the E-rate program by unending focus on procedure. Yet, in this case, USAC proceeded as if Bishop Perry was never released. To withhold funding from the district because of a very simple and easily correctable mistake is devastating to the life and spirit of the E-rate program, the very life and spirit created and encouraged by the FCC's own words in Bishop Perry.

Summary and Requested Action: North Country SU 31 requests the FCC grant our request for an appeal and/or rule waiver of USAC's decision to deny funding for FCC Form 471 Number 181014713, Funding Request Number 1899023967 for \$28,857.60, based on economic needs. North Country SU 31 is urging you to review this application and reverse the decision to deny funding so we can receive reimbursement for the Wireless Access Points we purchased and installed. North Country SU 31 lies on the northern border of Vermont with Canada. North Country SU 31 comprises a rural and isolated set of districts in Orleans and Essex counties with the highest poverty rates in Vermont. With limited access to broadband resources, many of our students do not have access to broadband at home. School budgets are tight and the loss of almost \$29,000 in reimbursements has a detrimental effect on students in this region.

Respectfully Submitted,

John Peters
Director of Technology
North Country Supervisory Union
121 Duchess Ave Suite A
Newport, VT 05855
(802)334-5847 ext. 2018
John.Peters@ncsuvt.org



### FCC Form 470 – Funding Year 2018

Form 470 Application Number: 180004914 NCSU 1819 Multiple School WAP's

#### **Billed Entity**

NORTH COUNTRY SU 31 121 DUCHESS AVE SUITE A NEWPORT, ORLEANS, VT 05855-5517 802-334-5847 ext.2018 John.Peters@ncsuvt.org

**Billed Entity Number:** 122210

FCC Registration Number: 0011902756

**Contact Information** 

JOHN PETERS john.peters@ncsuvt.org 802-334-5847

**Application Type** 

**Applicant Type:** School District

Recipients of Services: Public School; Public School District

**Number of Eligible Entities: 15** 

Co	nsu	lting	<b>Firms</b>

Name	Consultant	Phone	Email	
	Registration Number	Number		

#### **Consultants**

Name	Phone Number	Email

#### **RFPs**

=	I I D	
	Id	Name
	41455	RFP for multiple NCSU 1819 School WAP s

**Category One Service Requests** 

								Installation	Maintenance	
			Minimum	Maximum				and Initial	and Technical	
Service Type	Function	Other	Capacity	Capacity	Entities	Quantity	Unit	Configuration?	Support?	Associated RFPs

**Description of Other Functions** 

Narrative			

#### **Category Two Service Requests**

							Installation	
							and Initial	
Service Type	Function	Manufacturer	Other	Entities	Quantity	Unit	Configuration?	Associated RFPs
Basic Maintenance of Internal	WAP	Aruba		9	109	Each		41455
Connections								

**Description of Other Manufacturers** 

	<u>.                                      </u>			
Id	Name			

#### Narrative

NCSU is seeking proposals for the purchase of WAP's for installation in 9 schools.

#### **Technical Contact**

JOHN PETERS Director of Technology 802-334-5847 john.peters@ncsuvt.org

#### **State and Local Procurement Restrictions**

**Recipients of Service** 

Billed Entity Number	Billed Entity Name
122210	NORTH COUNTRY SU 31

#### **Certifications**

I certify that the applicant includes:

I certify that the applicant includes schools under the statutory definitions of elementary and secondary schools found in the No Child Left Behind Act of 2001, 20 U.S.C. §§ 7801 (18) and (38), that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million.

#### Other Certifications

I certify that this FCC Form 470 and any applicable RFP will be available for review by potential bidders for at least 28 days before considering all bids received and selecting a service provider. I certify that all bids submitted will be carefully considered and the bid selected will be for the most cost-effective service or equipment offering, with price being the primary factor, and will be the most cost-effective means of meeting educational needs and technology goals.

I certify that I have reviewed all applicable FCC, state, and local procurement/competitive bidding requirements and that I have complied with them. I acknowledge that persons willfully making false statements on this form may be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.

I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program.

I certify that I will retain required documents for a period of at least 10 years (or whatever retention period is required by the rules in effect at the time of this certification) after the later of the last day of the applicable funding year or the service delivery deadline for the associated funding request. I certify that I will retain all documents necessary to demonstrate compliance with the statute and Commission rules regarding the form for, receipt of, and delivery of services receiving schools and libraries discounts. I acknowledge that I may be audited pursuant to participation in the schools and libraries program. I certify that the services the applicant purchases at discounts provided by 47 U.S.C. § 254 will be used primarily for educational purposes, see 47 C.F.R. § 54.500, and will not be sold, resold or transferred in consideration for money or any other thing of value, except as permitted by the Commission's rules at 47 C.F.R. § 54.513. Additionally, I certify that the entity or entities listed on this form have not received anything of value or a promise

of anything of value, other than services and equipment sought by means of this form, from the service provider, or any representative or agent thereof or any consultant in connection with this request for services.

I acknowledge that support under this support mechanism is conditional upon the school(s) and/or library(ies) I represent securing access, separately or through this program, to all of the resources, including computers, training, software, internal connections, maintenance, and electrical capacity necessary to use the services purchased effectively. I recognize that some of the aforementioned resources are not eligible for support. I certify that I have considered what financial resources should be available to cover these costs. I certify that I am authorized to procure eligible services for the eligible entity(ies). I certify that I am authorized to submit this request on behalf of the eligible entity(ies) listed on this form, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

#### NOTICE:

In accordance with Section 54.503 of the Federal Communications Commission's ("Commission") rules, certain schools and libraries ordering services that are eligible for and seeking universal service discounts must file this Description of Services Requested and Certification Form (FCC Form 470) with the Universal Service Administrator. 47 C.F.R. § 54.503. The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended. 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.503. Schools and libraries must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information requested in this form. We will use the information you provide to determine whether you have complied with the competitive bidding requirements applicable to requests for universal service discounts. If we believe there may be a violation or a potential violation of any applicable statute, regulation, rule or order, the information you provide in this form may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information you provide in this form may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, information provided in or submitted with this form, or in response to subsequent inquiries, may also be subject to disclosure consistent with the Communications Act of 1934, FCC regulations, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law.

If you owe a past due debt to the federal government, the information you provide in this form may also be disclosed to the Department of the Treasury Financial Management Service, other Federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized.

If you do not provide the information we request on the form, the FCC or Universal Service Administrator may return your form without action or deny a related request for universal service discounts.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 3.5 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554. We also will accept your comments via the email if you send them to PRA@FCC.gov. DO NOT SEND COMPLETED WORKSHEETS TO THESE ADDRESSES.

#### **Authorized Person**

JOHN PETERS NORTH COUNTRY SU 31 121 DUCHESS AVE SUITE A NEWPORT, ORLEANS, VT 05855 802-334-5847 john.peters@ncsuvt.org

Certified Timestamp 12/13/2017 11:52 AM EST OMB 3060-0806 FCC Form 471

Approval by OMB November 2015



# **Description of Services Ordered and Certification Form 471**

### FCC Form 471

### **Application Information**

NicknameNCSU 1819 Wireless Access PointsApplication Number181014713Funding Year2018Category of ServiceCategory 2

#### **Billed Entity**

NORTH COUNTRY SU 31 121 DUCHESS AVE SUITE A NEWPORT VT 0585 5 - 5517

802-334-5847 x 2018 John.Peters@ncsuvt.org

Billed Entity Number122210FCC Registration Number0011902756Applicant TypeSchool District

**Holiday/Summer Contact** 

Information

# **Contact Information**

JOHN PETERS 802-334-5847

john.peters@ncsuvt.org

JOHN PETERS Email john.peters@ncsuvt.org Phone Number 802-334-5847 AIME

FORBES Email aime.forbes@ncsuvt.org Phone Number 802-334-5847

### **Entity Information**

# **School District Entity - Details**

BEN	Name	Urban/ Rural	State LEA ID	State School ID	NCES Code	School District Attributes	Endowment
122210	NORTH COUNTRY SU 31	Rural	SU031	SU031		Public School District	None

### **Related Entity Information**

# **Related Child School Entity - Details**

BEN	Name	Urban/	State	State	NCES Code	Alternative	School Attributes	Endowment
		Rural	LEA ID	School ID		Discount		
5013	COVENTRY VILLAGE SCHOOL	Rural	SU031	PS077			Public School	None
5017	NORTH COUNTRY UNION JUNIOR HIGH SCHOOL	Rural	SU031	PS364		None	Public School	None
5018	DERBY ELEMENTARY SCHOOL	Rural	SU031	PS084		None	Public School	None
5019	HOLLAND ELEMENTARY SCHOOL	Rural	SU031	PS144			Public School	None
5029	BRIGHTON ELEMENTARY SCHOOL	Rural	SU031	PS044			Public School	None

BEN	Name	Urban/ Rural	State	State School ID	NCES Code	Alternative Discount	School Attributes	Endowment
5030	LOWELL GRADED SCHOOL	Rural	SU031			Discount	Public School	None
	NEWPORT CITY ELEMENTARY SCHL	Rural	SU031	PS204			Public School	None
5039	NORTH COUNTRY UNION HIGH SCHOOL	Rural	SU031	PS208		None	Public School	None
5040	NEWPORT TOWN SCHOOL	Rural	SU031	PS205		None	Public School	None
5041	TROY SCHOOL	Rural	SU031	PS302			Public School	\$0.00
5042	JAY WESTFIELD JOINT ELEMENTARY SCHOOL	Rural	SU031	PS374		None	Public School	None
1	CHARLESTON ELEMENTARY SCHOOL	Rural	SU031	PS067			Public School	None
	NORTH COUNTRY SCHOOLS ALTERNATIVE PROGRAM	Rural	SU031	PS208		None	Public School	None
16065422	NCCC LAND LAB	Rural	SU031	VC010		None	Public School	None

# Related Child School Entity - Discount Rate Calculation Details

BEN	Name	Urban/ Rural	Number of Students	Students Count Based on Estimate	CEP Percentage
5013	COVENTRY VILLAGE SCHOOL	Rural	141	N/A	76.00%
5017	NORTH COUNTRY UNION JUNIOR HIGH SCHOOL	Rural	232	N/A	
5018	DERBY ELEMENTARY SCHOOL	Rural	436	N/A	
5019	HOLLAND ELEMENTARY SCHOOL	Rural	47	N/A	67.00%
5029	BRIGHTON ELEMENTARY SCHOOL	Rural	86	N/A	98.00%
5030	LOWELL GRADED SCHOOL	Rural	108	N/A	82.00%
5036	NEWPORT CITY ELEMENTARY SCHL	Rural	361	N/A	76.00%
5039	NORTH COUNTRY UNION HIGH SCHOOL	Rural	710	N/A	
5040	NEWPORT TOWN SCHOOL	Rural	105	N/A	
5041	TROY SCHOOL	Rural	186	N/A	80.00%
5042	JAY WESTFIELD JOINT ELEMENTARY SCHOOL	Rural	79	N/A	
5052	CHARLESTON ELEMENTARY SCHOOL	Rural	117	N/A	75.00%
16037006	NORTH COUNTRY SCHOOLS ALTERNATIVE PROGRAM	Rural	38	N/A	
16065422	NCCC LAND LAB	Rural	92	N/A	

## **Related School District NIFs**

School District BEN	School District Name	NIF BEN	NIF Name
122210	NORTH COUNTRY SU 31	17004774	NORTH COUNTRY SUPERVISORY UNION

# **Discount Rate**

School District	School District	School District	School District	Category One	Category Two	Voice
Enrollment	NSLP Count	NSLP Percentage	Urban/	Discount Rate	Discount Rate	Discount Rate
		_	Rural Status			
2738	1889	69.0%	Rural	80%	80%	0%

#### Funding Request for FRN #1899023967

**Funding Request Nickname:** NCSU 1819 WAPs

Basic Maintenance of Internal Connections Service Type:

#### **Agreement Information - Contract**

**Contract Number Account Number** 

February 13, 2018

**Establishing FCC Form 470** 180004914 Service Provider Ormsby's Computer Systems, Inc.

(SPN: 143006474)

No

Was an FCC Form 470 posted Yes

for the product and/or services

you are requesting?

**Based on State Master** 

Contract?

No

Based on a multiple award

schedule?

How many bids were received 1

What is the service start date? July 01, 2018

for this contract?

**Award Date** 

Includes Voluntary Extensions? No

Remaining Voluntary

**Extensions** 

**Total Remaining Contract** 

Length

What is the date your contract June 30, 2019

expires for the current term of

the contract?

Document Name	Document Description
Ormsby 1819 NCSU WAP Committal.pdf	Purchase of WAPs for multiple schools

#### **Pricing Confidentiality**

Is there a statute, rule, or other restriction which prohibits No publication of the specific pricing information for this contract?

**Narrative** 

SCOPE OF WORK A. Provide 100 Wireless Access Points preferably HPEAruba 1. Shall interface with existing Aruba Access Points Virtual Controller 2. Multi radio supporting 802.11nac 2x223x33 MU-MIMO Dual Radio Integrated Antenna AP 3. Multi-VLAN configurable 4. IEEE 802.3af PoE or IEEE 802.3ac PoE+ capable B. Provide 9 Wireless Access Points preferably HPEAruba 1. Shall interface with existing Aruba Access Points Virtual Controller 2. Multi radio supporting 802.11nac Dual 4x44 MU-MIMO Radio Integrated Antenna AP 3. Multi-VLAN configurable 4. IEEE 802.3af PoE or IEEE 802.3ac PoE+ capable C. All delivery of equipment must be before July 31, 2018.

### **Product and Service Details**

Type of Product Being Maintained

Basic Maintenance of Internal Connections

**Total Quantity of** 11

**Equipment Maintained** 

### Cost Calculation for FRN Line Item # 1899023967.001

Monthly Cost	
Monthly Recurring Cost	\$0.00
Monthly Recurring Ineligible Costs	- \$0.00
Monthly Recurring Eligible Costs	= \$0.00
Months of Service	x 12
Total Eligible Recurring Costs	= \$0.00

One-Time Cost		
One-time Cost	\$3,388.00	
One-time Ineligible Costs	- \$0.00	
One-time Eligible Cost	= \$3,388.00	
Summary		
Total Eligible Recurring Costs	\$0.00	
One-time Eligible Costs	+ \$3,388.00	
Pre-Discount Extended Eligible Line Item Cost	= \$3,388.00	

BEN	Name	Amount
5029	BRIGHTON ELEMENTARY SCHOOL	\$3,388.00

### **Product and Service Details**

Type of Product Being Maintained

Basic Maintenance of Internal Connections

**Total Quantity of** 

**Equipment Maintained** 

### Cost Calculation for FRN Line Item # 1899023967.002

11

Monthly Cost	
Monthly Recurring Cost	\$0.00
Monthly Recurring Ineligible Costs	- \$0.00
Monthly Recurring Eligible Costs	= \$0.00
Months of Service	x 12
Total Eligible Recurring Costs	= \$0.00

One-Time Cost		
One-time Cost	\$3,388.00	
One-time Ineligible Costs	- \$0.00	
One-time Eligible Cost	= \$3,388.00	
Summary		
Total Eligible Recurring Costs	\$0.00	
One-time Eligible Costs	+ \$3,388.00	
Pre-Discount Extended Eligible Line Item Cost	= \$3,388.00	

BEN	Name	Amount
5052	CHARLESTON ELEMENTARY SCHOOL	\$3,388.00

### **Product and Service Details**

Type of Product Being Maintained

Basic Maintenance of Internal Connections

**Total Quantity of Equipment Maintained** 

### Cost Calculation for FRN Line Item # 1899023967.003

9

Monthly Cost	
Monthly Recurring Cost	\$0.00
Monthly Recurring Ineligible Costs	- \$0.00
Monthly Recurring Eligible Costs	= \$0.00
Months of Service	x 12
Total Eligible Recurring Costs	= \$0.00

One-Time Cost		
One-time Cost	\$5,580.00	
One-time Ineligible Costs	- \$0.00	
One-time Eligible Cost	= \$5,580.00	
Summary		
Total Eligible Recurring Costs	\$0.00	
One-time Eligible Costs	+ \$5,580.00	
Pre-Discount Extended Eligible Line Item Cost	= \$5,580.00	

	BEN	Name	Amount
ĺ	5039	NORTH COUNTRY UNION HIGH SCHOOL	\$5,580.00

### **Product and Service Details**

Type of Product Being Maintained

Basic Maintenance of Internal Connections

**Total Quantity of Equipment Maintained** 

Cost Calculation for FRN Line Item # 1899023967.004

25

Monthly Cost	
Monthly Recurring Cost	\$0.00
Monthly Recurring Ineligible Costs	- \$0.00
Monthly Recurring Eligible Costs	= \$0.00
Months of Service	x 12
Total Eligible Recurring Costs	= \$0.00

One-Time Cost	
One-time Cost	\$7,700.00
One-time Ineligible Costs	- \$0.00
One-time Eligible Cost	= \$7,700.00
Summary	
Total Eligible Recurring Costs	\$0.00
One-time Eligible Costs	+ \$7,700.00
Pre-Discount Extended Eligible Line Item Cost	= \$7,700.00

BEN	Name	Amount
5036	NEWPORT CITY ELEMENTARY SCHL	\$7,700.00

### **Product and Service Details**

Type of Product Being Maintained

Basic Maintenance of Internal Connections

**Total Quantity of Equipment Maintained** 

12

# Cost Calculation for FRN Line Item # 1899023967.005

Monthly Cost	
Monthly Recurring Cost	\$0.00
Monthly Recurring Ineligible Costs	- \$0.00
Monthly Recurring Eligible Costs	= \$0.00
Months of Service	x 12
Total Eligible Recurring Costs	= \$0.00

One-Time Cost		
One-time Cost	\$3,696.00	
One-time Ineligible Costs	- \$0.00	
One-time Eligible Cost	= \$3,696.00	
Summary		
Total Eligible Recurring Costs	\$0.00	
One-time Eligible Costs	+ \$3,696.00	
Pre-Discount Extended Eligible Line Item Cost	= \$3,696.00	

BEN	Name	Amount
5013	COVENTRY VILLAGE SCHOOL	\$3,696.00

### **Product and Service Details**

Type of Product Being Maintained

Basic Maintenance of Internal Connections

**Total Quantity of Equipment Maintained** 

Cost Calculation for FRN Line Item # 1899023967.006

6

Monthly Cost	
Monthly Recurring Cost	\$0.00
Monthly Recurring Ineligible Costs	- \$0.00
Monthly Recurring Eligible Costs	= \$0.00
Months of Service	x 12
Total Eligible Recurring Costs	= \$0.00

One-Time Cost		
One-time Cost	\$1,848.00	
One-time Ineligible Costs	- \$0.00	
One-time Eligible Cost	= \$1,848.00	
Summary		
Total Eligible Recurring Costs	\$0.00	
One-time Eligible Costs	+ \$1,848.00	
Pre-Discount Extended Eligible Line Item Cost	= \$1,848.00	

BEN	Name	Amount
5019	HOLLAND ELEMENTARY SCHOOL	\$1,848.00

### **Product and Service Details**

Type of Product Being Maintained

Basic Maintenance of Internal Connections

**Total Quantity of Equipment Maintained** 

### Cost Calculation for FRN Line Item # 1899023967.007

5

Monthly Cost	
Monthly Recurring Cost	\$0.00
Monthly Recurring Ineligible Costs	- \$0.00
Monthly Recurring Eligible Costs	= \$0.00
Months of Service	x 12
Total Eligible Recurring Costs	= \$0.00

One-Time Cost	
One-time Cost	\$1,540.00
One-time Ineligible Costs	- \$0.00
One-time Eligible Cost	= \$1,540.00
Summary	
Total Eligible Recurring Costs	\$0.00
One-time Eligible Costs	+ \$1,540.00
Pre-Discount Extended Eligible Line Item Cost	= \$1,540.00

	BEN	Name	Amount
ĺ	5042	JAY WESTFIELD JOINT ELEMENTARY SCHOOL	\$1,540.00

### **Product and Service Details**

Type of Product Being Maintained

Basic Maintenance of Internal Connections

**Total Quantity of Equipment Maintained** 

12

### Cost Calculation for FRN Line Item # 1899023967.008

Monthly Cost	
Monthly Recurring Cost	\$0.00
Monthly Recurring Ineligible Costs	- \$0.00
Monthly Recurring Eligible Costs	= \$0.00
Months of Service	x 12
Total Eligible Recurring Costs	= \$0.00

One-Time Cost		
One-time Cost	\$3,696.00	
One-time Ineligible Costs	- \$0.00	
One-time Eligible Cost	= \$3,696.00	
Summary		
Total Eligible Recurring Costs	\$0.00	
One-time Eligible Costs	+ \$3,696.00	
Pre-Discount Extended Eligible Line Item Cost	= \$3,696.00	

BEN	Name	Amount
5036	NEWPORT CITY ELEMENTARY SCHL	\$3,696.00

### **Product and Service Details**

Type of Product Being Maintained

Basic Maintenance of Internal Connections

**Total Quantity of Equipment Maintained** 

### Cost Calculation for FRN Line Item # 1899023967.009

8

Monthly Cost	
Monthly Recurring Cost	\$0.00
Monthly Recurring Ineligible Costs	- \$0.00
Monthly Recurring Eligible Costs	= \$0.00
Months of Service	x 12
Total Eligible Recurring Costs	= \$0.00

One-Time Cost		
One-time Cost	\$2,464.00	
One-time Ineligible Costs	- \$0.00	
One-time Eligible Cost	= \$2,464.00	
Summary		
Total Eligible Recurring Costs	\$0.00	
One-time Eligible Costs	+ \$2,464.00	
Pre-Discount Extended Eligible Line Item Cost	= \$2,464.00	

BEN	Name	Amount
5030	LOWELL GRADED SCHOOL	\$2,464.00

### **Product and Service Details**

Type of Product Being Maintained

Basic Maintenance of Internal Connections

**Total Quantity of Equipment Maintained** 

Cost Calculation for FRN Line Item # 1899023967.010

9

Monthly Cost	
Monthly Recurring Cost	\$0.00
Monthly Recurring Ineligible Costs	- \$0.00
Monthly Recurring Eligible Costs	= \$0.00
Months of Service	x 12
Total Eligible Recurring Costs	= \$0.00

One-Time Cost	
One-time Cost	\$2,772.00
One-time Ineligible Costs	- \$0.00
One-time Eligible Cost	= \$2,772.00
Summary	
Total Eligible Recurring Costs	\$0.00
One-time Eligible Costs	+ \$2,772.00
Pre-Discount Extended Eligible Line Item Cost	= \$2,772.00

В	EN	Name	Amount
50	041	TROY SCHOOL	\$2,772.00

# FRN Calculation for FRN #1899023967

Monthly Charges		
Total Monthly Recurring Charges	\$0.00	
Total Monthly Ineligible Charges	- \$0.00	
Total Monthly Eligible Charges	= \$0.00	
Total Number of Months of Service	x 12	
Total Eligible Pre-Discount Recurring Charges	= \$0.00	

One-Time Charges	
Total One-Time Charges	\$36,072.00
Total Ineligible One-Time Charges	- \$0.00
Total Eligible Pre-Discount One-Time Charges	= \$36,072.00

Total Requested Amount				
Total Eligible Pre-Discount Recurring Charges	\$0.00			
Total Eligible Pre-Discount One- Time Charges	+ \$36,072.00			
Total Pre-Discount Charges	= \$36,072.00			
Discount Rate	80%			
Funding Commitment Request	= \$28,857.60			

# **Connectivity Questions**

#### **District/System-wide Internet Access Questions**

Does your school district currently aggregate Internet access for the entire district(as opposed to buying Yes Internet access on a building-by-building basis)?

**Download Speed Units** Gbps

**Upload Speed Units** Gbps

**Per Entity Basis Questions** 

Entity Name NORTH COUNTRY SU 31 Entity Number 122210

BEN	Entity Name	Download	Units	Upload	Units	Connection	Wifi	Barriers
				op.ouu			Sufficient	to Robust
								Network
5013	COVENTRY VILLAGE SCHOOL	50.00	Mbps	50.00	Mbps	Fiber	Mostly	Outdated
								equipment
5017	NORTH COUNTRY UNION JUNIOR HIGH S CHOOL	100.00	Mbps	100.00	Mbps	Fiber	Mostly	No barriers
5018	DERBY ELEMENTARY SCHOOL	100.00	Mbps	100.00	Mbps	Fiber	Completely	No barriers
5019	HOLLAND ELEMENTARY SCHOOL	10.00	Mbps	10.00	Mbps	Copper	Mostly	Equipment too costly
5029	BRIGHTON ELEMENTARY SCHOOL	10.00	Mbps	10.00	Mbps	Copper	Mostly	Physical s tructure or layout of building(s)
5030	LOWELL GRADED SCHOOL	10.00	Mbps	10.00	Mbps	Copper	Mostly	Physical s tructure or layout of building(s)
5036	NEWPORT CITY ELEMENTARY SCHL	150.00	Mbps	150.00	Mbps	Fiber	Completely	Physical s tructure or layout of building(s)
5040	NEWPORT TOWN SCHOOL	10.00	Mbps	10.00	Mbps	Copper	Mostly	Physical s tructure or layout of building(s)
5041	TROY SCHOOL	50.00	Mbps	50.00	Mbps	Fiber	Mostly	Physical s tructure or layout of building(s)
5042	JAY WESTFIELD JOINT ELEMENTARY SC HOOL	10.00	Mbps	10.00	Mbps	Copper	Mostly	Physical s tructure or layout of building(s)
5052	CHARLESTON ELEMENTARY SCHOOL	10.00	Mbps	10.00	Mbps	Copper	Mostly	Physical s tructure or layout of building(s)
	NORTH COUNTRY SCHOOLS ALTERNATI VE PROGRAM	50.00	Mbps	50.00	Mbps	Fiber	Mostly	No barriers
	NCCC LAND LAB	10.00	Mbps	10.00	Mbps	Copper	Mostly	Physical s tructure or layout of building(s)
5039	NORTH COUNTRY UNION HIGH SCHOOL	1.10	Gbps	1.10	Gbps	Fiber	Completely	No barriers

#### **Certifications**

I certify that the entities listed in this application are eligible for support because they are schools under the statutory definitions of elementary and secondary schools found in the No Child Left Behind Act of 2001, 20 U.S.C. §§ 7801(18) and (38), that do not operate as for-profit businesses and do not have endowments exceeding \$50 million.

I certify that the entity I represent or the entities listed on this application have secured access, separately or through this program, to all of the resources, including computers, training, software, internal connections, maintenance, and electrical capacity, necessary to use the services purchased effectively. I recognize that some of the aforementioned resources are not eligible for support. I certify that the entities I represent or the entities listed on this application have secured access to all of the resources to pay the discounted charges for eligible services from funds to which access has been secured in the current funding year. I certify that the Billed Entity will pay the non-discount portion of the cost of the goods and services to the service provider(s).

#### **Total Funding Summary**

#### Below is a summary of the total line item costs on this FCC Form 471:

Summary	
Total funding year pre-discount eligible amount on this FCC Form 471	\$36,072.00
Total funding commitment request amount on this FCC Form 471	\$28,857.60
Total applicant non-discount share of the eligible amount	\$7,214.40
Total budgeted amount allocated to resources not eligible for E-rate support	\$700,000.00
Total amount necessary for the applicant to pay the non-discount share of eligible and any ineligible amounts	\$707,214.40
Are you receiving any of the funds directly from a service provider listed on any of the FCC Forms 471 filed by this Billed Entity for this funding year?	No
Has a service provider listed on any of the FCC Forms 471 filed by this Billed Entity for this funding year assited you in locating funds needed to pay your non-discounted share?	No

I certify an FCC Form 470 was posted and that any related RFP was made available for at least 28 days before considering all bids received and selecting a service provider. I certify that all bids submitted were carefully considered and the most cost-effective service offering was selected, with price being the primary factor considered, and is the most cost-effective means of meeting educational needs and technology goals.

I certify that the entity responsible for selecting the service provider(s) has reviewed all applicable FCC, state, and local procurement/competitive bidding requirements and that the entity or entities listed on this application have complied with them.

I certify that the services the applicant purchases at discounts provided by 47 U.S.C. § 254 will be used primarily for educational purposes, see 47 C.F.R. § 54.500 and will not be sold, resold or transferred in consideration for money or any other thing of value, except as permitted by the Commission's rules at 47 C.F.R. § 54.513. Additionally, I certify that the entity or entities listed on this application have not received anything of value or a promise of anything of value, as prohibited by the Commission's rules at 47 C.F.R. § 54.503(d), other than services and equipment sought by means of this form, from the service provider, or any representative or agent thereof or any consultant in connection with this request for services.

I certify that I and the entity(ies) I represent have complied with all program rules and I acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments. There are signed contracts or other legally binding agreements covering all of the services listed on this FCC Form 471 except for those services provided under non-contracted tariffed or month-to-month arrangements. I acknowledge that failure to comply with program rules could result in civil or criminal prosecution by the appropriate law enforcement authorities.

I acknowledge that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the service, receive an appropriate share of benefits from those services.

I certify that I will retain required documents for a period of at least 10 years (or whatever retention period is required by the rules in effect at the time of this certification) after the later of the last day of the applicable funding year or the service delivery deadline for the associated funding request. I acknowledge that I may be audited pursuant to participation in the schools and libraries program. I certify that I will retain all documents necessary to demonstrate compliance with the statute and Commission rules regarding the application for, receipt of, and delivery of services receiving schools and libraries discounts, and that if audited, I will make such records available to USAC.

I certify that I am authorized to order telecommunications and other supported services for the eligible entity(ies) listed on this application. I certify that I am authorized to submit this request on behalf of the eligible entity(ies) listed on this application, that I have examined this request, that all of the information on this form is true and correct to the best of my knowledge, that the entities that are receiving discounts pursuant to this application have complied with the terms, conditions and purposes of the program, that no kickbacks were paid to anyone and that false statements on this form can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.

I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I will institute reasonable measures to be informed, and will notify USAC should I be informed or become aware that I or any of the entities listed on this application, or any person associated in any way with my entity and/or the entities listed on this application, is convicted of a criminal violation or held civilly liable for acts arising from their participation in the schools and libraries support mechanism.

I certify that if any of the Funding Requests on this FCC Form 471 are for discounts for products or services that contain both eligible and ineligible components, that I have allocated the eligible and ineligible components as required by the Commission's rules at 47 C.F.R. § 54.504.

#### Notice

Section 54.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to submit an application for such discounts by filing this Services Ordered and Certification Form (FCC Form 471) with the Universal Service Administrator. 47 C.F.R. § 54.504. The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the application requirements for universal service discounts contained in 47 C.F.R. § 54.504. Schools and libraries must file this form themselves or as part of a consortium. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving your application for universal service discounts is in the public interest. If we believe there may be a violation or a potential violation of any applicable statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information in your application for universal service discounts may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, consistent with the Communications Act of 1934, FCC regulations and orders, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law, information provided in or submitted with this form or in response to subsequent inquiries may be disclosed to the public. If you owe a past due debt to the Federal government, the information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other Federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized. If you do not provide the information we request on the form, the FCC or the Universal Service Administrator may delay processing of your application for universal service discounts or may return your application without action. The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq. Public reporting burden for this collection of information is estimated to average 4.5 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554. We also will accept your comments via the email if you send them to PRA@FCC.gov. DO NOT SEND COMPLETED WORKSHEETS TO THESE ADDRESSES.

#### **Authorized Person**

Title: Director of Technology Name: JOHN PETERS

Phone: 802-334-5847 Email: john.peters@ncsuvt.org

Address: 121 DUCHESS AVE SUITE A Employer: JOHN PETERS

**NEWPORT VT 05855** 

**Certified Timestamp** 

28-Feb-2018 10:48:05 EST





# **Funding Commitment Decision Letter**

# **Funding Year 2018**

**Contact Information:** 

JOHN PETERS
NORTH COUNTRY SU 31
121 DUCHESS AVE SUITE A
NEWPORT, VT 05855
john.peters@ncsuvt.org

FCC Form 471: 181014713

**BEN**: 122210 **Wave**: 1

Application Nickname: NCSU 1819 Wireless Acce

ss Points

### **Totals**

Total Committed	\$28,857.60
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# What is in this letter?

Thank you for submitting your application for Funding Year 2018 Schools and Libraries Program (E-rate) funding. Attached to this letter, you will find the funding statuses for the FCC Form(s) 471, Services Ordered and Certification Form, that you submitted and referenced above.

The Universal Service Administrative Company (USAC) is providing this information to both the applicant(s) and the service provider(s) so that all parties are aware of the post-commitment changes related to their funding requests and can work together to complete the funding process for these requests.

# **Next Steps**

- 1. Work with your service provider(s) to determine if your bills will be discounted or if you will request reimbursement from USAC after paying the full cost for the services you receive.
- Review the <u>Children's Internet Protection Act (CIPA)</u> requirements and file the <u>FCC Form 486</u> (Service Confirmation and CIPA Certification Form). The deadline to submit this form is 120 days from the date of this letter or from the service start date (whichever is later).



**BEN**: 122210 **Wave**: 1

#### 3. Invoice USAC

If you (the applicant) are invoicing USAC: You must pay your service provider(s) the
full cost for the services you receive and file the <u>FCC Form 472</u>, the Billed Entity Applicant
Reimbursement (BEAR) Form, to invoice USAC for reimbursement of the discounted amount.

FCC Form 471: 181014713

- If your service provider(s) is invoicing USAC: The service provider(s) must provide
  services, bill the applicant for the non-discounted share, and file the FCC Form 474, the
  Service Provider Invoice (SPI) form, to invoice USAC for reimbursement for the discounted
  portion of costs. Every funding year, service providers must file an FCC Form 473, the
  Service Provider Annual Certification Form, to be able to submit invoices and to receive
  disbursements.
- To receive an invoice deadline extension, the applicant or service provider must request
  an extension on or before the last date to invoice. If you anticipate, for any reason, that
  invoices cannot be filed on time, USAC will grant a one-time, 120-day invoice deadline
  extension if timely requested.

## How to Appeal or Request a Waiver of a Decision

You can appeal or request a waiver of a decision in this letter **within 60 calendar days** of the date of this letter. Failure to meet this deadline will result in an automatic dismissal of your appeal or waiver request.

**Note:** The Federal Communications Commission (FCC) will not accept appeals of USAC decisions that have not first been appealed to USAC. However, if you are seeking a waiver of E-rate program rules, you must submit your request to the FCC and not to USAC. USAC is not able to waive the E-rate program rules.

- To submit your appeal to USAC, visit the Appeals section in the <u>E-rate Productivity Center (EPC)</u> and provide the required information. USAC will reply to your appeal submissions to confirm receipt. Visit USAC's <u>website</u> for additional information on submitting an appeal to USAC, including step-by-step instructions.
- To request a waiver of the FCC's rules, please submit it to the FCC in proceeding number
  CC Docket No. 02-6 using the <u>Electronic Comment Filing System</u> (ECFS). Include your contact
  information, a statement that your filing is a waiver request, identifying information, the FCC rule(s) for
  which you are seeking a waiver, a full description of the relevant facts that you believe support your
  waiver request and any related relief, and any supporting documentation.

For appeals to USAC or to the FCC, be sure to keep a copy of your entire appeal, including any correspondence and documentation, and provide a copy to the affected service provider(s).



**BEN:** 122210

FCC Form 471: 181014713

Wave: 1

### **Obligation to Pay Non-Discount Portion**

Applicants are required to pay the non-discount portion of the cost of the eligible products and/or services to their service providers. Service providers are required to bill applicants for the non-discount portion of costs for the eligible products and/or services. The FCC stated that requiring applicants to pay the non-discounted share of costs ensures efficiency and accountability in the program. If using the BEAR invoicing method, the applicant must pay the service provider in full (the non-discount plus discount portion) **before** seeking reimbursement from USAC. If using the SPI invoicing method, the service provider must first bill the applicant **before** invoicing USAC.

## **Notice on Rules and Funds Availability**

The applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the Schools and Libraries Program and the FCC's rules. Applicants who have received funding commitments continue to be subject to audits and other reviews that USAC and/or the FCC may undertake to assure that committed funds are being used in accordance with such requirements. USAC may be required to reduce or cancel funding commitments that were not issued in accordance with such requirements, whether due to action or inaction of USAC, the applicant, or the service provider. USAC, and other appropriate authorities (including but not limited to the FCC), may pursue enforcement actions and other means of recourse to collect improperly disbursed funds.

**BEN:** 122210

FCC Form 471: 181014713

Wave: 1

# Funding Commitment Decision Overview

## **Funding Year 2018**

## **Application Comments for FCC Form 471: #181014713**

The applicant did not submit any RAL corrections.

## **Funding Commitment Decision Overview**

Funding Request Number (FRN)	Service Provider Name	Amount Requested	Amount Committed	Status
1899023967	Ormsby's Computer Systems, Inc.	\$28,857.60	\$28,857.60	Funded



**BEN:** 122210

FCC Form 471: 181014713

Wave: 1

FRN	S	Service Type	Status
1899023967	E	Basic Maintenance of Internal	Funded
	C	Connections	

Dollars Committed				
Monthly Cost		One-time Cost		
Months of Service 12				
Total Eligible Recurring Charges	\$0.00	Total Eligible One Time Charges	\$36,072.00	
		\$36,072.00 <b>80.00</b> %		

Dates		
Service Start Date	7/1/2018	
Contract Expiration Date	6/30/2019	
Contract Award Date	2/13/2018	
Service Delivery Deadline	9/30/2019	
Expiration Date (All Extensions)		

Service Provider and Contract Information			
Service Provider	Ormsby's Computer Systems, Inc.		
SPIN (498ID)	143006474		
Contract Number			
Account Number			
Establishing FCC Form 470	180004914		

Consultant Information		
Consultant Name		
Consultant's Employer		
CRN		

### **Funding Commitment Decision Comments**

MR1: Approved as submitted.

Estimated time per Response: 1.0 hours

### **Universal Service for Schools and Libraries**

Please read instructions before completing.

(To be completed by schools, libraries, or consortia.)

### BILLED ENTITY APPLICANT REIMBURSEMENT FORM

For reimbursement of discounts on approved services already paid for by the Billed Entity Applicant.

Only one Service Provider Identification Number (SPIN) per form.

Must be completed and signed by the Billed Entity Applicant.

Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

#### FCC NOTICE FOR INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

Part 54 of the Commission's Rules authorizes the FCC to collect the information on this form. Failure to provide all requested information will delay the processing of the application or result in the application being returned without action. Information requested by this form will be available for public inspection. Your response is required to obtain the requested authorization.

The public reporting for this collection of information is estimated to range from 1 to 2 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the required data, and completing and reviewing the collection of information. If you have any comments on this burden estimate, or how we can improve the collection and reduce the burden it causes you, please write to the Federal Communications Commission, AMD-PERM, Paperwork Reduction Act Project (3060-0856), Washington, DC 20554. We will also accept your comments regarding the Paperwork Reduction Act aspects of this collection via the Internet if you send them to PRA@fcc.gov. PLEASE DO NOT SEND YOUR RESPONSE TO THIS FORM TO THIS ADDRESS.

Remember - You are not required to respond to a collection of information sponsored by the Federal government, and the government may not conduct or sponsor this collection, unless it displays a currently valid OMB control number or if we fail to provide you with this notice. This collection has been assigned an OMB control number of 3060-0856.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, PUBLIC LAW 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3) AND THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. SECTION 3507.

Applicant Form Identifier (Create an identifier for your own reference)
NCSU-1819-WAP1

FCC Form 472 Invoice #

(To be inserted by administrator) 2876435

BLOCK 1: HEADER INFORMATION
-----------------------------

1. Billed Entity Name	NORTH COUNTRY SU 31	
2. Billed Entity Number	122210	
3. Service Provider Identification Number (SPIN)	143006474	
Applicant FCC Form 498 ID	443009626	
4. Contact Name	JOHN E PETERS	
5. Contact Telephone Number	802- 3345847 ext 2018	
6. Total Reimbursement Amount (total from Block 2, Column 14)	\$28,857.60	

Page 1 of 3 FCC Form 472 July 2016

### **Billed Entity Applicant Reimbursement Form**

For reimbursement of discounts on approved services already paid for by the Billed Entity Applicant.

Billed Entity Name \_ NORTH COUNTRY SU 31 Billed Entity Number \_ 122210

Contact Name JOHN E PETERS Contact Telephone Number 802-33458472018

Applicant Form Identifier NCSU-1819-WAP1

### BLOCK 2: LINE ITEM INFORMATION PER FUNDING REQUEST NUMBER

	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)
	FCC Form 471 Application Number (from Funding Commitment Decision Letter)	Funding Request Number (FRN) (from Funding Commitment Decision Letter)	Bill Frequency	Customer Billed Date (mm/yyyy)	Shipping Date to Customer or Last Day of Work Performed (mm/dd/yyyy)	Total (Undiscounted) Amount for Service	Discount Rate	Amount Billed to USAC (Column 12 multiplied by Column 13)
			DO NOT WRITE IN THIS COLUMN.	For each FRN, compl or Column (11), bu	ete either Column (10) it not both Columns			
1	181014713	1899023967	ONE-TIME	7/30/2018		\$36,072.00	80.00	\$28,857.60
2								
3								
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
TO	TAL REIMBURSE	MENT AMOUNT	TO BE ENTERE	D INTO ITEM (6)				\$28,857.60

FCC Form 472

**July 2016** 

Approved by OMB OMB Control No.3060 - 0856 Estimated time per Response: 1.0 hours

### **BILLED ENTITY APPLICANT Reimbursement Form**

Billed Entity Name <u>NORTH COUNTRY SU 31</u>

Billed Entity Number \_122210\_

Contact Name JOHN E PETERS

Applicant Form Identifier <u>NCSU-1819-WAP1</u>

### **Block 3: Billed Entity Certification**

I declare under penalty of perjury that the foregoing is true and correct and that I am authorized to submit this Billed Entity Applicant Reimbursement Form on behalf of the eligible schools, libraries, or consortia of those entities represented on this Form, and I certify to the best of my knowledge, information and belief, as follows:

- A. The discount amounts listed in this Billed Entity Applicant Reimbursement Form represent charges for eligible services and/or equipment delivered to and used by eligible schools, libraries, or consortia of those entities for educational purposes, on or after the service start date reported on the associated FCC Form 486.
- B. The discount amounts listed in this Billed Entity Applicant Reimbursement Form were already billed by the Service Provider and paid for by the Billed Entity Applicant on behalf of eligible schools, libraries, and consortia of those entities.
- C. The discount amounts listed in this Billed Entity Applicant Reimbursement Form are for eligible services and/or equipment approved by the Fund Administrator pursuant to a Funding Commitment Decision Letter (FCDL).
- D. I acknowledge that I may be audited pursuant to this application and will retain for at least 10 years (or whatever retention period is required by the rules in effect at the time of this certification), after the latter of the last day of the applicable funding year or the service delivery deadline for the funding request any and all records that I rely upon to complete this form.
- E. I certify that, in addition to the foregoing, this Billed Entity Applicant is in compliance with the rules and orders governing the schools and libraries universal service support program, and I acknowledge that failure to be in compliance and remain in compliance with those rules and orders may result in the denial of discount funding and/or cancellation of funding commitments. I acknowledge that failure to comply with the rules and orders governing the schools and libraries universal service support program could result in civil or criminal prosecution by law enforcement authorities.
- 15. Signature of authorized person Signed electronically by JOHN PETERS

16. Date 10/18/2018

- 17. Printed name of authorized person JOHN PETERS
- 18. Title or position of authorized person **DIRECTOR OF TECHNOLOGY**
- 19. Telephone number of authorized person 802- 3345847 ext 2018
- 20. Address of authorized person 121 DUCHESS AVE SUITEA, NEWPORT VT 05855-5517

Page 3 of 3 FCC Form 472 July 2016



## **Universal Service Administrative Company**

Schools & Libraries Division

Form 472 (BEAR) Notification Letter

May 22, 2019

Brad Ormsby Ormsby's Computer Systems, Inc. 1755 US RT 302 Berlin, VT 05602

Re: Invoice Number - as assigned by USAC: 2876435 Service Provider Identification Number: 143006474 Reimbursement Form Number: NCSU-1819-WAP1

Billed Entity Number: 122210

PETERS JOHN NORTH COUNTRY SU 31 121 DUCHESS AVE SUITE A NEWPORT, VT 05855

> Preferred Mode of Contact: E-mail at john.peters@ncsuvt.org Total Amount of Reimbursement Approved for Payment: \$0.00

This letter is your notification that the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has processed an FCC Form 472, "Billed Entity Applicant Reimbursement (BEAR)" Form from the above-named applicant listing you as the service provider. USAC has committed to reimburse the discounted portion of the cost of eligible services provided to eligible entities pursuant to one or more FCC Forms 471, "Description of Services Ordered and Certification Form".

In certain instances, a line may not have been paid. Review the BEAR Letter Applicant Reimbursement Report (Report) following this letter for the reason(s) this may have occurred. For more information about lines that have not been paid, see the explanation of Invoice Error Codes in Step 9 on our website. Work with the applicant (your customer) to correct any errors. Once corrected, your customer may submit a new BEAR using the BEAR Online tool from the Apply Online area or Required Forms section of our website to request reimbursement for any unpaid lines.

If a new BEAR cannot be submitted before the invoice deadline passes, you or your customer may submit a request for a deadline extension. (See "Invoice Deadlines and Extension Requests" posted in the SLD section of our website for more information.)

#### TO APPEAL THIS DECISION:

If you wish to appeal a decision in this letter to USAC, your appeal must be received by USAC within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your appeal:

- 1. Include the name, address, telephone number, and email address for the person who can most readily discuss this appeal with us.
- 2. State outright that your correspondence is an appeal. Include the following to identify the USAC decision letter and the decision you are appealing:
- Appellant name,
- Applicant name and service provider name, if different from appellant,

- Applicant BEN and Service Provider Identification Number (SPIN),
- FCC Form 471 Application Number and the Funding Request Number (FRN) or Numbers as assigned by USAC,
- Funding Commitment Decision Letter or Revised Funding Commitment Decision Letter for the associated FRN(s), AND
- The exact text or the decision that you are appealing.
- 3. Please keep your appeal to the point and provide documentation to support it. Be sure to keep a copy of your entire appeal, including any correspondence and documentation.
- 4. If you are the applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are the service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.
- 5. Provide an authorized signature on your letter of appeal.

To submit your appeal for a Funding Request Number (FRN) from Funding Year 2016 or later, please submit it within the EPC system (portal.usac.org). Otherwise, email your appeal to appeals@usac.org. USAC will automatically reply to incoming emails to confirm receipt.

For more information on submitting an appeal to USAC, please see "Appeals" in the Schools and Libraries section of the USAC website (https://www.usac.org/about/about/program-integrity/appeals.aspx).

The maximum remaining amount available for each Funding Request Number (FRN) listed on the Report will be the original commitment less the amount approved herein for reimbursement and less any earlier disbursements to your customer.

PLEASE NOTE: The type of invoice form (BEAR or SPI) for the funding year is established by the receipt and approval of the first invoice submitted for the FRN for the funding year. For example, if we successfully process a BEAR for an FRN, we will not approve a SPI for that same FRN at a later time.

Please see the Guide to Letter Reports posted on our website for an explanation of the items listed in the attached Report.

COMPLETE PROGRAM INFORMATION is posted on our website. You may also contact our Client Service Bureau using the "Submit a Question" link on our website, toll-free by fax at 1-888-276-8736 or toll-free by phone at 1-888-203-8100.

Schools and Libraries Division Universal Service Administrative Company

CC: NORTH COUNTRY SU 31

BEAR NL Page 2 of 3 05/22/2019

#### BEAR NOTIFICATION LETTER APPLICANT REIMBURSEMENT REPORT

Form 471 Application Number: 181014713 Funding Request Number: 1899023967 Funding Year 2018: 07/01/2018 - 06/30/2019 Contract Number:

Funding Commitment Decision: \$28857.60 Reimbursement Amount for this FRN: \$0.00 Reimbursement Request Decision Explanation: Service Not Approved on 471;

Page 3 of 3 BEAR NL 05/22/2019



October 23, 2019

# **Revised** Funding Commitment Decision Letter

### **Funding Year 2018**

**Contact Information:** 

JOHN PETERS
NORTH COUNTRY SU 31
121 DUCHESS AVE SUITE A
NEWPORT, VT 05855
john.peters@ncsuvt.org

**BEN:** 122210

**Post Commitment Wave: 43** 

### **Totals**

Original Commitment Amount	\$28,857.60
Revised Commitment Amount	\$28,857.60

### What is in this letter?

Thank you for submitting your post-commitment request for Funding Year 2018 Schools and Libraries Program (E-rate) funding. Attached to this letter, you will find the revised funding statuses and/or post commitment changes to the original Funding Commitment Decision Letter (FCDL) you received. Below are the changes that were made:

Appeals

The Universal Service Administrative Company (USAC) is providing this information to both the applicant(s) and the service provider(s) so that all parties are aware of the post-commitment changes related to their funding requests and can work together to complete the funding process for these requests.

## **Next Steps**

File the FCC Form 486, Service Confirmation and Children's Internet Protection Act (CIPA)
 Certification Form, for any FRNs included in this RFCDL, if you have not already done so. Please
 review the CIPA requirements and file the form(s).



**BEN:** 122210

Post Commitment Wave: 43

 If USAC approved funding on an FRN in your original FCDL, the deadline to submit the FCC Form 486 is 120 days from the date of the original FCDL or from the service start date (whichever is later).

- o If a new FRN was created for this RFCDL or funding was not approved on an FRN in your original FCDL but is approved in this RFCDL, the deadline to submit the FCC Form 486 is 120 days from the date of this RFCDL or from the service start date (whichever is later).
- 2. **Invoice USAC**, if you or your service provider have not already done so. Work with your service provider(s) to determine if your bills will be discounted or if you will request reimbursement from USAC after paying your bills in full.
  - If you (the applicant) are invoicing USAC: You must pay your service provider(s) the
    full cost for the services you receive and file the <u>FCC Form 472</u>, the Billed Entity Applicant
    Reimbursement (BEAR) Form, to invoice USAC for reimbursement of the discounted amount.
  - If your service provider(s) is invoicing USAC: The service provider(s) must provide services, bill the applicant for the non-discounted share, and file the <u>FCC Form 474</u>, the Service Provider Invoice (SPI) form, to invoice USAC for reimbursement for the discounted portion of costs.
     Every funding year, service providers must file an <u>FCC Form 473</u>, the Service Provider Annual Certification Form, to be able to submit invoices and to receive disbursements.
  - To receive an invoice deadline extension, the applicant or service provider must request an
    extension on or before the last date to invoice. If you anticipate, for any reason, that invoices
    cannot be filed on time, USAC will grant a one-time, 120-day invoice deadline extension if
    timely requested.

## How to Appeal or Request a Waiver of a Decision

You can appeal or request a waiver of a decision in this letter **within 60 calendar days** of the date of this letter. Failure to meet this deadline will result in an automatic dismissal of your appeal or waiver request.

**Note:** The Federal Communications Commission (FCC) will not accept appeals of USAC decisions that have not first been appealed to USAC. However, if you are seeking a waiver of E-rate program rules, you must submit your request to the FCC and not to USAC. USAC is not able to waive the E-rate program rules.

- To submit your appeal to USAC, visit the Appeals section in the E-rate Productivity Center (EPC)
  and provide the required information. USAC will reply to your appeal submissions to confirm receipt.
  Visit USAC's website for additional information on submitting an appeal to USAC, including step-by-step instructions.
- To request a waiver of the FCC's rules or appeal USAC's appeal decision, please submit
  it to the FCC in proceeding number CC Docket No. 02-6 using the <u>Electronic Comment Filing</u>
  <u>System</u> (ECFS). Include your contact information, a statement that your filing is a waiver request,



**BEN:** 122210

Post Commitment Wave: 43

identifying information, the FCC rule(s) for which you are seeking a waiver, a full description of the relevant facts that you believe support your waiver request and any related relief, and any supporting documentation.

For appeals to USAC or to the FCC, be sure to keep a copy of your entire appeal, including any correspondence and documentation, and provide a copy to the affected service provider(s).

## **Obligation to Pay Non-Discount Portion**

Applicants are required to pay the non-discount portion of the cost of the eligible products and/or services to their service providers. Service providers are required to bill applicants for the non-discount portion of costs for the eligible products and/or services. The FCC stated that requiring applicants to pay the non-discounted share of costs ensures efficiency and accountability in the program. If using the BEAR invoicing method, the applicant must pay the service provider in full (the non-discount plus discount portion) **before** seeking reimbursement from USAC. If using the SPI invoicing method, the service provider must first bill the applicant **before** invoicing USAC.

## **Notice on Rules and Funds Availability**

The applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the Schools and Libraries Program and the FCC's rules. Applicants who have received funding commitments continue to be subject to audits and other reviews that USAC and/or the FCC may undertake periodically to assure that funds that have been committed are being used in accordance with such requirements. USAC may be required to reduce or cancel funding commitments that were not issued in accordance with such requirements, whether due to action or inaction, including but not limited to that by USAC, the applicant, or the service provider. USAC, and other appropriate authorities (including but not limited to the FCC), may pursue enforcement actions and other means of recourse to collect improperly disbursed funds.

October 23, 2019 Revised 3



**BEN:** 122210

**Post Commitment Wave: 43** 

# **Revised** Funding Commitment Decision Overview

## **Funding Year 2018**

Funding Request Number (FRN)	Service Provider Name	Request Type	Revised Committed	Review Status
1899023967	Ormsby's Computer Systems, Inc.	Appeals	\$28,857.60	Denied

October 23, 2019 Revised 4



**BEN:** 122210

Post Commitment Wave: 43

Post Commitment Request Number:	Post Commitment Request Type:	Post Commitment Decision:
148282	Appeals	Denied

FRN:	Service Type: Basic Maintenance of Internal Connections	Original Status:	Revised Status:
1899023967		Funded	Funded
FCC Form 471: 181014713			

Dollars Committed				
Monthly Cost		One-Time Cost		
Months of Service	12			
Total Eligible Recurring Charges	\$0.00	Total Eligible One Time Charges	\$36,072.00	
Total Pre-Discount Charges		\$36,072.00		
Discount Rate		80.00%		
Revised Committed Amount		\$28,857.60		

Dates	
Service Start Date	7/1/2018
Contract Expiration Date	6/30/2019
Contract Award Date	2/13/2018
Service Delivery Deadline	9/30/2019
Expiration Date (All Extensions)	

Service Provider and Contract Information		
Service Provider	Ormsby's Computer Systems, Inc.	
SPIN (498ID)	143006474	
Contract Number		
Account Number		
Establishing FCC Form 470	180004914	

Consultant Information	
Consultant Name	
Consultant's Employer	
CRN	

#### **Revised Funding Commitment Decision Comments:**

#### **Post Commitment Rationale:**

Your FCC Form 471 application included costs for the following ineligible products: Purchase of WAPs(Aruba Instant IAP-305). USAC has given you an opportunity to provide the appropriate additional documentation demonstrating the eligibility of the products requested and you failed to do so. Accordingly, your funding request was in accordance with USAC's determination denied. In your appeal, you did not show that USAC's determination was incorrect. Consequently, your appeal is denied FCC rules provide that funding may be approved only for eligible products and services. See 47 C.F.R. secs. 54.502. The USAC website contains a list of eligible products and services. See Eligible Services List posted in the Reference Area of the SLD section of the USAC website. FCC rules further

October 23, 2019 Revised 5



**BEN:** 122210

Post Commitment Wave: 43

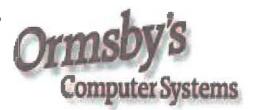
require that if 30% or more of the applicant's funding request includes ineligible products and/or services, then the funding request must be denied, otherwise the funding request will be reduced accordingly. See 47 C.F.R. sec. 54.504(b). The FCC's Aiken County Public Schools Order directed USAC to permit the applicant 15 calendar days from the date of receipt of notice in writing by USAC to revise its funding request to remove the ineligible services or allow the applicant to provide additional documentation to show why the services are eligible. See Requests for Review of the Decisions of the Universal Service Administrator by Aiken County Public Schools, Aiken, South Carolina, et al., Schools and Libraries Universal Service Support Mechanism, File Nos. SLD-397612, et al., CC Docket No. 02-6, Order, 22 FCC Rcd 8735, FCC 07-61 para. 11 (May 8, 2007).

### **Ormsby's Computer Systems, Inc.**

Phone: 802-262-1200 Fax: 802-262-1202

1755 US Route 302 Unit # 4

Berlin, VT 05602



**Invoice** 

Number:

32833

Date:

7/30/2018

Source: SO No. 25512

Bill-To **North Country SU** 121 Duchess Ave Suite A Newport, VT 05855

Ship-To

Attn: John Peters

North Country Supervisory Union

121 Duchess Ave Suite A Newport, VT 05855 U.S.A.

Phone: (802) 334-5847

Acct. No. A/R Cust. No. Customer PO

2019/1

Reference

Sales Rep

Ship Via

Terms

3821

North Country

Supervisory

Union

**Bradley Ormsby** 

Due on Receipt

Qty. Item ID	Descripti	on	UOM	Ea. Price	Total
eRate 2018-20	019 470# 180004914 - OCS	Spin # 143006474			
100 JX946A	access poi	rant IAP-305 (US) - Wireless nt - 802.11a/b/g/n/ac - Dual Band red - in-ceiling	EA	\$308.00	\$30,800.00 <sup>T</sup>
100 Serial Numbers h	ave been assigned	in centry			
CNG3JSSCSW	CNG3JSSDHV	CNG3JSSDKF	CNG3JSS	DKW	
CNG3JSSDLV	CNG3JSSDM2	CNG3JSSDML			
CNG3JSSDN3	CNG3JSSDN4	CNG3JSSDN7	CNG3JSSDN1 CNG3JSSDN9		
CNG3JSSDNQ	CNG3JSSDNR	CNG3JSSDNS	CNG3JSSDPC		
CNG3JSSDPG	CNG3JSSDPK	CNG3JSSDPN			
CNG3JSSDQN	CNG3JSSDVM	CNG3JSSDVQ	CNG3JSSDQM CNG3JSSDVT		
CNG3JSSDW5	CNG3JSSDWS	CNG3JSSDWZ	CNG3JSSDX3		
CNG3JSSDX4	CNG3JSSDX6	CNG3JSSDX7	CNG3JSSDX8		
CNG3JSSDX9	CNG3JSSDXB	CNG3JSSDXC	CNG3JSSI		
CNG3JSSDXG	CNG3JSSDXJ	CNG3JSSDXK	CNG3JSSDXL		
CNG3JSSDXM	CNG3JSSDXP	CNG3JSSDXR	CNG3JSSI		
CNG3JSSDXW	CNG3JSSDXZ	CNG3JSSDY2	CNG3JSSI		
CNG3JSSDY7	CNG3JSSDY9	CNG3JSSDYD	CNG3JSSI	DYF	
CNG3JSSDYH	CNG3JSSDYL	CNG3JSSDYN	CNG3JSSI	DYR	
CNG3JSSDYT	CNG3JSSDYV	CNG3JSSDYY	CNG3JSSI	DYZ	
CNG3JSSDZ2	CNG3JSSDZ5	CNG3JSSDZB	CNG3JSSE	DZH	
CNG3JSSDZK	CNG3JSSDZP	CNG3JSSDZQ	CNG3JSSDZV		
CNG3JSSF01	CNG3JSSF03	CNG3JSSF07	CNG3JSSF0B		
CNG3JSSF0H	CNG3JSSF0Q	CNG3JSSF0S	CNG3JSSF0T		
CNG3JSSF0V	CNG3JSSF0X	CNG3JSSF13	CNG3JSSF1B		
CNG3JSSF1C	CNG3JSSF1G	CNG3JSSF1Q	CNG3JSSF1X		
CNG3JSSF1Z	CNG3JSSF21	CNG3JSSF25	CNG3JSSF27		
CNG3JSSF2H	CNG3JSSF2P	CNG3JSSF39	CNG3JSSF	3D	
CNG3JSSF3P	CNG3JSSF3V	CNG3JSSF40	CNG3JSSF	41	
CNG3JSSF42	CNG3JSSF43	CNG3JSSF46	CNG3JSSF	48	
9 JW327A		nt IAP-325 (US) 802.11n/ac Dual IIMO Radio Integrated Antenna	EA	\$620.00	\$5,580.00 <sup>T</sup>

### **Ormsby's Computer Systems, Inc.**

Phone: 802-262-1200 Fax: 802-262-1202

1755 US Route 302 Unit # 4

Berlin, VT 05602



**Invoice** 

Number:

32833

Date:

7/30/2018

Source: SO No. 25512

Acct. No.\_\_

A/R Cust. No. Customer PO

Reference

Sales Rep

Ship Via

<u>Terms</u>

3821

North Country Supervisory

2019/1

**Bradley Ormsby** 

Due on Receipt

Union Qty. Item ID

Description

MOU

Ea. Price

Total

9 Serial Numbers have been assigned

CNDKHN72MC CNDKHN73GW CNDKHN72RG CNDKHN73J2

CNDKHN73G1 CNDKHN73K8 CNDKHN73G3 CNDKHN73KY

CNDKHN73MK

Item Total:

\$36,380.00

**Total Amount Due:** 

\$36,380.00

Store Hours: Monday - Friday 8:00am to 5:00pm, Closed Saturday and Sunday. THANK YOU FOR SHOPPING AT ORMSBY'S COMPUTER STORE!